THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

JEANNE M. HAMILL, individually and as Administratrix and Administratrix ad Prosequendum of Estate of Eugene Hamill, Deceased,

Plaintiff, : 3:20-CV-231

v. : (JUDGE MARIANI)

TWIN CEDARS SENIOR LIVING, LLC, d/b/a and a/k/a Twin Cedars Senior Living, et al.,

:

Defendants.

<u>ORDER</u>

AND NOW, THIS ______ DAY OF DECEMBER, 2020, upon review of Magistrate

Judge Carlson's Report and Recommendation ("R&R") (Doc. 64) for clear error or manifest
injustice, IT IS HEREBY ORDERED THAT:

- 1. The R&R (Doc. 64) is **ADOPTED** for the reasons set forth therein.
- 2. Defendant Little Walker Holdings, LLC's Motion to Dismiss Plaintiff's Amended Complaint and Co-Defendants' Cross-Claims (Doc. 43) is **GRANTED**.
- 3. Plaintiff's claims against Defendant Little Walker Holdings, LLC, are **DISMISSED**WITH PREJUDICE.
- 4. Defendants Twin Cedars Senior Living, LLC, and Tamara Singer's cross-claims against Defendant Little Walker Holdings, LLC are **DISMISSED WITH PREJUDICE**.

5. This action is **REMANDED** to Magistrate Judge Carlson for further pretrial proceedings in accordance with this Court's May 14, 2020 Order (Doc. 33).

Robert D. Mariani

United States District Judge